

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MONTY C. PEPPER, :
: Plaintiff,
: v. : Civil Action No. 05-84-JJF
: WARDEN THOMAS CARROLL, C/O :
BAMBI THOMAS, C/O JAMES :
GARDELS, and C/O THOMAS :
SEACORD, :
: Defendants. :

ORDER

At Wilmington, the 22nd day of March 2006, for the reasons set forth in the Memorandum Opinion issued this date;

IT IS HEREBY ORDERED that:

1. Plaintiff's Motion For Extension Of Time To File Answering Brief To Defendant's Motion And Opening Brief (D.I. 36) is **GRANTED**.
2. State Defendants' Motion To Dismiss/Summary Judgment Pursuant to Rule 12(b)(6) Of The Federal Rules Of Civil Procedure (D.I. 33) is **GRANTED**.
3. Plaintiff's Instant Motion Notice Of Emergency Motion And/Or Summary Judgment Or Relief (D.I. 8) is **DENIED AS MOOT**.
4. Plaintiff's Motion For Temporary Restraining Order Without Notice And For Preliminary Injunction (D.I. 12) is **DENIED AS MOOT**.

5. Plaintiff's Petition For Writ Of Mandamus (D.I. 25)
(docketed as a Motion For Permanent Injunction) is DENIED AS
MOOT.


UNITED STATES DISTRICT JUDGE